APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office	SEP 23 1998	
Returned to applicant for correction		
Corrected application filed		
Map filed	OCT 01 1998	

The applicant North Valley Holdings, LLC, hereby makes application for permission to change the Point of Diversion, Manner and Place of Use of a Portion of of water heretofore appropriated under Claim 126 of that certain Decree entitled, "United States of America, Plaintiff, vs. Orr Water Ditch Company, et al., Defendants," in Equity Docket A-3

1. The source of water is Truckee River

- 2. The amount of water to be changed 4.5319 acre-feet (1.2085 acres) & a prorata diversion rate
- 3. The water to be used for municipal & domestic purposes
- 4. The water heretofore permitted for As Decreed
- 5. The water is to be diverted at the following point See Exhibit "A"
- 6. The existing permitted point of diversion is located within Highland Ditch SW ½ SE ½, Section 9, T.19N., R.18E., M.D.B. & M., or at a point from which the NW Corner of Section 15, said township & range, bears S. 75° 16'E., a distance of 1650.0 ft.
- 7. Proposed place of use Refer to Exhibit "B"
- 8. Existing place of use As Decreed 29.5 acres, NW % NE %, Section 10, T.19N., R.19E., M.D.B. & M. 1.2085 acres being removed from irrigation. Refer to supporting map.
- 9. Use will be from January 1 to December 31 of each year.
- 10. Use was permitted from As Decreed.
- 11. Description of proposed works Water will be diverted by existing SPPCo facilities and placed into their system
- 12. Estimated cost of works Completed
- 13. Estimated time required to construct works Completed
- 14. Estimated time required to complete the application of water to beneficial use **Ten (10) years**
- 15. Remarks: Water being changed by this application will be banked for use within the SPPCo place of use for a project being developed by S & S Developers LLC. Please use the map(s) on file under Permits 58882 and Application 62141 for the proposed points of diversion and place of use.

By Gregory M. Bilyeu s/Gregory M. Bilyeu P.O. Box 70458 Reno, Nevada 89570-0458

Compared	d1/	cms	1b/	3k	
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Protested by Churchill County 12/14/98; wdn 06/21/99

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: $\frac{1}{2}$

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of the Truckee River as heretofore granted under Claim 126, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed $\underline{0.020}$ cubic feet per second, \underline{but} not to exceed 4.547 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use on or before:

July 14, 2016

Proof of the application of water to beneficial use shall be filed on or before:

August 14, 2016

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, Tracy Taylor, P.E.,

State Engineer of Nevada, have hereunto set

State Engineer P.E.

my hand and the seal of my office,

this 14th day of July, A.D. 2006

Completion of work filed March 12, 1997 under 60929

Proof of beneficial use filed

Cultural map filed NA

Certificate No. Issued

EXHIBIT "A"

The following describes the multiple points of divesion for Sierra Pacific Power Company Water Treatment Plants, which are shown on the map accompanying Application No. 58382 on file with the State of Nevada, Division of Water Resources, more particularly described as follows:

STEAMBOAT CANAL (HUNTER CREEK RESERVOIR):

The existing point of diversion is situate within the Northeast one-quarter of the Southwest one-quarter (NE1/4 SW1/4) of Section 31, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 31 bears South 62°04' East, a distance of 3,195.00 feet.

HIGHLAND DITCH (HIGHLAND RESERVOIR):

The existing point of diversion is situate within the Southwest one-quarter of the Southeast one-quarter (SW1/4 SE1/4) of Section 9, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 9 bears South 75°16' East, a distance 11,650.00 feet.

IDLEWILD TREATMENT PLANT:

The existing point of diversion is situate within the Southeast one-quarter of the Southeast one-quarter (SE1/4 SE1/4) of Section 10, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 10 bears South 69°57'58" East, a distance of 842.34 feet.

NORTH TRUCKEE DITCH (GLENDALE TREATMENT PLANT):

The existing point of diversion is situate within the Southwest one-quarter of the Northeast one-quarter (SW1/4 NE1/4) of Section 7, T.19N., R.20E., MD.B.&M., Washoe County, Nevada, from said point of diversion, the Northeast corner of said Section 7 bears North 39°28' East, a distance of 3,015.00 feet.

ORR DITCH PUMP STATION (CHALK BLUFF TREATMENT PLANT):

The point of diversion is situate within the Northeast one-quarter of the Southeast one-quarter (NE4SE4) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada from said point of diversion the Northeast corner of said Section 17 bears North 15°39'36" East, a distance of 3,264.77 feet.

ORR DUTCH (CHALK BLUFF TREATMENT PLANT):

The point of diversion is situate within the Northeast one-quarter of the Southwest one-quarter (NE%SW%) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada from said point of diversion the Southwest corner of said Section 17 bears South 44°40' West, a distance of 3,211.00 feet.

EXHIBIT "B"
PROPOSED PLACE OF USE

	PKC	PROPOSED PLACE OF USE		
SUBDIVISION	SECTION	<u>T-N</u>	<u>R-E</u>	
ALL E 1/2 ALL E 1/2 ALL E 1/2 ALL	1 - 5 6 & 7 8 - 17 18 & 19 20 - 29 30 & 31 32 - 36	18 18 18 18 18 18	18 18 18 18 18 18	M.D.B. & M. M.D.B. & M. M.D.B. & M. M.D.B. & M. M.D.B. & M. M.D.B. & M. M.D.B. & M.
ALL E 1/2 ALL E 1/2 ALL E 1/2 ALL	1 - 5 6 & 7 8 - 17 18 & 19 20 - 29 30 & 31 32 - 36	19 19 19 19 19 19	18 18 18 18 18 18	M.D.B. & M. M.D.B. & M. M.D.B. & M. M.D.B. & M. M.D.B. & M. M.D.B. & M. M.D.B. & M.
ALL E 1/2 ALL E 1/2 ALL E 1/2 ALL	1 - 5 6 & 7 8 - 17 18 & 19 20 - 29 30 & 31 32 - 36	20 20 20 20 20 20 20	18 18 18 18 18 18	M.D.B. & M. M.D.B. & M. M.D.B. & M. M.D.B. & M. M.D.B. & M. M.D.B. & M. M.D.B. & M.
ALL E 1/2 ALL E 1/2 ALL E 1/2 ALL	1 - 5 6 & 7 8 - 17 18 & 19 20 - 29 30 & 31 32 - 36	21 21 21 21 21 21 21	18 18 18 18 18 18	M.D.B. & M. M.D.B. & M. M.D.B. & M. M.D.B. & M. M.D.B. & M. M.D.B. & M. M.D.B. & M.
ALL	1 - 36	18	19	M.D.B. & M.
ALL	1 - 36	19	19	M.D.B. & M.
ALL	1 - 36	20	19	M.D.B. & M.
ALL	1 - 36	21	19	M.D.B. & M.
ALL W 1/2	2 - 35 36	18 18	20 20	M.D.B. & M. M.D.B. & M.
ALL	1 - 12	19	20	M.D.B. & M.

EXHIBIT "B"
PROPOSED PLACE OF USE

SUBDIVISION	SECTION	T-N	R-E	
ALL ALL	14 - 23 26 - 35	19 19	20 20	M.D.B. & M. M.D.B. & M.
ALL	1 - 36	20	20	M.D.B. & M.
ALL	1 - 36	21	20	M.D.B. & M.
ALL	1 - 36	20	21	M.D.B. & M.
ALL	1 - 36	21	21	M.D.B. & M.

PLEASE REFER TO THE MAP ON FILE UNDER APPLICATION 62141TO ILLUSTRATE THE PROPOSED PLACE OF USE.